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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

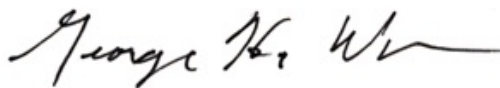
10 FRANCISCO GUTIERREZ MARTINEZ, ) CASE NO. SA CV 14-193-GW (PJW)  
11 )  
12 Petitioner, ) ORDER ACCEPTING REPORT AND  
13 ) ADOPTING FINDINGS, CONCLUSIONS,  
14 v. ) AND RECOMMENDATIONS OF UNITED  
15 ) STATES MAGISTRATE JUDGE, AND  
16 SUPERIOR COURT OF ORANGE COUNTY, ) DENYING CERTIFICATE OF  
17 ET AL., ) APPEALABILITY  
18 )  
19 Respondents. )  
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17 Pursuant to 28 U.S.C. Section 636, the Court has reviewed the  
18 Petition, records on file, and the Report and Recommendation of the  
19 United States Magistrate Judge. Further, the Court has engaged in a  
20 *de novo* review of those portions of the Report to which Petitioner has  
21 objected. The Court accepts the findings and recommendation of the  
22 Magistrate Judge.

23 Further, for the reasons stated in the Report and  
24 Recommendation, the Court finds that Petitioner has not made a  
25 substantial showing of the denial of a constitutional right and  
26 therefore, a certificate of appealability is denied. See 28 U.S.C.  
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1 § 2253(c)(2); Fed. R. App. P. 22(b); *Miller-El v. Cockrell*, 537 U.S.  
2 322, 336 (2003).

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4 DATED: July 30, 2014.

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8 GEORGE H. WU  
9 UNITED STATES DISTRICT JUDGE  
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